

CERTIFICATION OF ENROLLMENT

SENATE BILL 5359

Chapter 101, Laws of 2001

57th Legislature
2001 Regular Session

HEALTH PROFESSIONS--PRO TEM BOARD MEMBERS

EFFECTIVE DATE: 7/22/01

Passed by the Senate March 10, 2001
YEAS 48 NAYS 0

BRAD OWEN
President of the Senate

Passed by the House April 10, 2001
YEAS 93 NAYS 0

FRANK CHOPP
**Speaker of the
House of Representatives**

CLYDE BALLARD
**Speaker of the
House of Representatives**

Approved April 19, 2001

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5359** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK
Secretary

FILED

April 19, 2001 - 5:20 p.m.

**Secretary of State
State of Washington**

SENATE BILL 5359

Passed Legislature - 2001 Regular Session

State of Washington

57th Legislature

2001 Regular Session

By Senators Thibaudeau, Winsley, Parlette and Franklin; by request of Department of Health

Read first time 01/19/2001. Referred to Committee on Health & Long-Term Care.

1 AN ACT Relating to the health professions' use of pro tem board
2 members; and amending RCW 18.130.060.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 18.130.060 and 1995 c 336 s 5 are each amended to read
5 as follows:

6 In addition to the authority specified in RCW 18.130.050, the
7 secretary has the following additional authority:

8 (1) To employ such investigative, administrative, and clerical
9 staff as necessary for the enforcement of this chapter;

10 (2) Upon the request of a board, to appoint (~~not more than three~~
11 ~~pro tem members for the purpose of participating as members of one or~~
12 ~~more committees of the board in connection with~~) pro tem members to
13 participate as members of a panel of the board in connection with
14 proceedings specifically identified in the request. Individuals so
15 appointed must meet the same minimum qualifications as regular members
16 of the board. Pro tem members appointed for matters under this chapter
17 are appointed for a term of no more than one year. No pro tem member
18 may serve more than four one-year terms. While serving as board
19 members pro tem, persons so appointed have all the powers, duties, and

1 immunities, and are entitled to the emoluments, including travel
2 expenses in accordance with RCW 43.03.050 and 43.03.060, of regular
3 members of the board. The chairperson of a (~~committee~~) panel shall
4 be a regular member of the board appointed by the board chairperson.
5 (~~Committees~~) Panels have authority to act as directed by the board
6 with respect to all matters concerning the review, investigation, and
7 adjudication of all complaints, allegations, charges, and matters
8 subject to the jurisdiction of the board. The authority to act through
9 (~~committees~~) panels does not restrict the authority of the board to
10 act as a single body at any phase of proceedings within the board's
11 jurisdiction. Board (~~committees~~) panels may make interim orders and
12 issue final decisions with respect to matters and cases delegated to
13 the (~~committee~~) panel by the board. Final decisions may be appealed
14 as provided in chapter 34.05 RCW, the Administrative Procedure Act;

15 (3) To establish fees to be paid for witnesses, expert witnesses,
16 and consultants used in any investigation and to establish fees to
17 witnesses in any agency adjudicative proceeding as authorized by RCW
18 34.05.446;

19 (4) To conduct investigations and practice reviews at the direction
20 of the disciplining authority and to issue subpoenas, administer oaths,
21 and take depositions in the course of conducting those investigations
22 and practice reviews at the direction of the disciplining authority;

23 (5) To have the health professions regulatory program establish a
24 system to recruit potential public members, to review the
25 qualifications of such potential members, and to provide orientation to
26 those public members appointed pursuant to law by the governor or the
27 secretary to the boards and commissions specified in RCW
28 18.130.040(2)(b), and to the advisory committees and councils for
29 professions specified in RCW 18.130.040(2)(a).

Passed the Senate March 10, 2001.

Passed the House April 10, 2001.

Approved by the Governor April 19, 2001.

Filed in Office of Secretary of State April 19, 2001.